

FEB 11 2008 Docket No. 03089

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lang H. Nguyen Examiner: Bernshteyn, Michael
Appln. No.: 10/694,975 Group Art No. 1796
Filed: October 28, 2003 Confirmation No.: 4434
For: AQUEOUS COATING COMPOSITIONS

Facsimile No. 1-571-273-8300
(Total Number of Pages, including this sheet: 2)

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that the attached paper (along with any paper referred to as attached or enclosed therein) is being transmitted *by facsimile* to the United States Patent and Trademark Office, Fax. No. 1-571-273-8300, on February 11, 2008.

Valarie B. Rosen
Valarie B. Rosen
Reg. No. 45,698
Cabot Corporation
157 Concord Road
Billerica, MA 01821

Enclosure: Declaration Under 37 CFR 1.97

03089_Fax_Supp IDS Declaration.doc

FEB 11 2008

Docket No. 03089

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lang H. Nguyen

Group Art Unit: 1796

Appln. No.: 10/694,975

Examiner: Bernshteyn, Michael

Filed: October 28, 2003

Confirmation No.: 4434

For: AQUEOUS COATING COMPOSITIONS

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

DECLARATION UNDER 37 CFR 1.97

Applicant submitted an Information Disclosure Statement for the subject application on February 4, 2008. The statement under 37 CFR 1.97 was not included with the Information Disclosure Statement. Applicant submits that the February 4, 2008 Information Disclosure Statement (IDS) and this declaration are filed either before the mailing of a first Office Action on the merits or before the mailing of a first Office Action after the filing of a Request for Continued Examination. Consequently, Applicant submits that no fee or certification is required pursuant to 37 CFR 1.97(b).

Applicant respectfully requests that the Examiner consider completely the information cited in the February 4, 2008 IDS, along with any other information, in reaching a determination concerning the patentability of the present claims, that the form PTO 1449 (modified) enclosed with the February 4, 2008 IDS be Examiner to evidence that the cited reference(s) has (have) been fully considered by the Patent and Trademark Office during the examination of this application, and that the citations for the cited reference(s) be printed on any patent that issues from this application.

Dated: February 11, 2008

Respectfully submitted,

Jala: Ross

Valarie B. Rosen
Reg. No. 45,698
Cabot Corporation
157 Concord Road
Billerica, MA 01821-7001
Tel. (978) 670-7027
Fax (978) 670-8027